

SENATE BILL 2473
By Ketron

AN ACT to amend Tennessee Code Annotated, Title 12
and Title 29, relative to eminent domain.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 29, Chapter 17, is amended by adding
the following new part 13:

§ 29-17-1301. It is the intent of the general assembly that private property rights
of Tennessee residents and businesses be protected over the interests of private
developers and corporations.

§ 29-17-1302. With respect to the exercise of eminent domain, public use shall
not include the use of eminent domain solely or principally for the purpose of improving
tax revenue or the tax base, or for the purpose of economic development. Eminent
domain shall not be used by the state, any political subdivision of the state, or any other
entity to which the power of eminent domain has been granted to condemn and take
properties of Tennessee residents and businesses for the purpose of transferring or
leasing such properties to a private developer, corporation or other non-governmental
entity solely or principally for the expansion of tax revenue, increase in the taxable value
of such property, or the promotion of economic development.

SECTION 2. This act shall take effect July 1, 2006, the public welfare requiring it.